

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

SANJAY GUPTA,

Plaintiff,

Case No. 1:23-cv-00201

v.

Hon. Paul L. Maloney

TERESA K. WOODRUFF, et al.,

Defendants.

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**DEFENDANTS' OMNIBUS MOTION TO DISMISS  
PLAINTIFF SANJAY GUPTA'S COMPLAINT**

**ORAL ARGUMENT REQUESTED**

Defendants Woodruff, Stanley, Jeitschko, Austin, Schmidtke, Towe, and Guerrant, through their respective counsel, move to dismiss Plaintiff's Complaint (ECF No. 1) under Fed. R. Civ. P. 12(b)(1) and 12(b)(6) in lieu of filing an answer based on the following grounds: Eleventh Amendment immunity, qualified immunity, and failure to state a viable legal claim upon which relief may be granted. No amount of discovery will change these dispositive issues.

Defendants certify that prior to filing this motion to dismiss, counsel for Defendants sought Plaintiff's concurrence in this motion, in whole or in part, without court action. *See* Local Civil Rule 7.1(d). Concurrence was denied, making this motion necessary.

WHEREFORE, for these reasons and those stated more fully in the attached brief, the Defendants respectfully request that the Court grant this motion, dismiss Plaintiff's Complaint in its entirety with prejudice, and award any other relief to which the Defendants may be entitled as the Court deems appropriate under the circumstances.

Respectfully submitted,

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*Counsel for Defendant Jeitschko*

Dated: May 22, 2023

**CERTIFICATE OF SERVICE**

I hereby certify that on May 22, 2023, I electronically filed the foregoing paper with the Clerk of the Court using the ECF system which will send notification of such filing to all attorneys of record.

/s/ Steven F. Stapleton  
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